

APPEAL,STAYED,TYPE I-FOIA

**U.S. District Court
District of Columbia (Washington, DC)
CIVIL DOCKET FOR CASE #: 1:17-cv-00144-APM**

JAMES MADISON PROJECT et al v. DEPARTMENT OF JUSTICE et al
Assigned to: Judge Amit P. Mehta
Case in other court: USCA, 18-05014
Cause: 05:552 Freedom of Information Act

Date Filed: 01/23/2017
Jury Demand: None
Nature of Suit: 895 Freedom of Information Act
Jurisdiction: U.S. Government Defendant

Plaintiff**JAMES MADISON PROJECT**

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Plaintiff**JOSH GERSTEIN**

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V.

Defendant**DEPARTMENT OF JUSTICE**

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Defendant**CENTRAL INTELLIGENCE AGENCY**

represented by **David Michael Glass**
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**LEAD ATTORNEY
ATTORNEY TO BE NOTICED**

Defendant

**OFFICE OF DIRECTOR OF
NATIONAL INTELLIGENCE**

represented by **David Michael Glass**
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Defendant

DEPARTMENT OF DEFENSE

represented by **David Michael Glass**
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Date Filed	#	Docket Text
01/23/2017	<u>1</u>	COMPLAINT against CENTRAL INTELLIGENCE AGENCY, DEPARTMENT OF DEFENSE, DEPARTMENT OF JUSTICE, OFFICE OF DIRECTOR OF NATIONAL INTELLIGENCE (Filing fee \$ 400 receipt number 0090-4814341) filed by THE JAMES MADISON PROJECT, JOSH GERSTEIN. (Attachments: # <u>1</u> Civil Cover Sheet, # <u>2</u> Exhibit Rule 7.1 certification, # <u>3</u> Summons CIA, # <u>4</u> Summons DoD, # <u>5</u> Summons DOJ, # <u>6</u> Summons ODNI, # <u>7</u> Summons USADC, # <u>8</u> Summons USAG)(Moss, Bradley) (Entered: 01/23/2017)
01/23/2017	<u>2</u>	NOTICE of Appearance by Mark Steven Zaid on behalf of All Plaintiffs (Zaid, Mark) (Entered: 01/23/2017)
01/24/2017	<u>3</u>	LCvR 7.1 CERTIFICATE OF DISCLOSURE of Corporate Affiliations and Financial Interests by JOSH GERSTEIN, JAMES MADISON PROJECT (zsb) (Entered: 01/24/2017)
01/24/2017		Case Assigned to Judge Amit P. Mehta. (zsb) (Entered: 01/24/2017)
01/24/2017	<u>4</u>	SUMMONS (6) Issued Electronically as to All Defendants, U.S. Attorney and U.S. Attorney General (Attachment: # <u>1</u> Consent Form)(zsb) (Entered: 01/24/2017)
02/13/2017	<u>5</u>	RETURN OF SERVICE/AFFIDAVIT of Summons and Complaint Executed as to the United States Attorney. Date of Service Upon United States Attorney on 1/30/2017. Answer due for ALL FEDERAL DEFENDANTS by 3/1/2017. (Attachments: # <u>1</u> Exhibit Proof of Service)(Moss, Bradley) (Entered: 02/13/2017)
02/13/2017	<u>6</u>	NOTICE of Appearance by David Michael Glass on behalf of All Defendants (Glass, David) (Entered: 02/13/2017)
02/13/2017	<u>7</u>	AMENDED COMPLAINT against CENTRAL INTELLIGENCE AGENCY, DEPARTMENT OF DEFENSE, DEPARTMENT OF JUSTICE, OFFICE OF DIRECTOR OF NATIONAL INTELLIGENCE filed by JAMES MADISON PROJECT, JOSH GERSTEIN.(Moss, Bradley) (Entered: 02/13/2017)
03/01/2017	<u>8</u>	ANSWER to <u>7</u> Amended Complaint by CENTRAL INTELLIGENCE AGENCY, DEPARTMENT OF DEFENSE, DEPARTMENT OF JUSTICE, OFFICE OF DIRECTOR OF NATIONAL INTELLIGENCE. Related document: <u>7</u> Amended Complaint filed by JOSH GERSTEIN, JAMES MADISON PROJECT. (Attachments: # <u>1</u> Ex. A, # <u>2</u> Ex. B, # <u>3</u> Ex. C, # <u>4</u> Ex. D, # <u>5</u> Ex. E, # <u>6</u> Ex. F, # <u>7</u> Ex. G)(Glass, David) (Entered: 03/01/2017)
03/01/2017	<u>9</u>	VACATED PURSUANT TO COURT'S ORDER OF 3/12/2017.....ORDER: Both a Complaint and an Answer are now before the court in this FOIA case. It is hereby ordered that the parties shall meet and confer and file a Joint Status Report on or before March 15, 2017. See attached Order for additional details. Signed by Judge Amit P. Mehta on 03/01/2017. (lcapm3) Modified on 3/13/2017 (zcdw). (Entered: 03/01/2017)

03/01/2017		Set/Reset Deadlines/Hearings: Joint Status Report due by 3/15/2017. (cdw) (Entered: 03/07/2017)
03/10/2017	<u>10</u>	Unopposed MOTION for Extension of Time to File <i>Joint Status Report</i> by CENTRAL INTELLIGENCE AGENCY, DEPARTMENT OF DEFENSE, DEPARTMENT OF JUSTICE, OFFICE OF DIRECTOR OF NATIONAL INTELLIGENCE (Glass, David) (Entered: 03/10/2017)
03/12/2017		MINUTE ORDER granting <u>10</u> Defendants' Unopposed Motion for Extension of Time. The parties shall file a Joint Status Report on or before April 5, 2017. The court's March 1, 2017, Order setting a deadline of March 15, 2017, for the status report is hereby vacated. Signed by Judge Amit P. Mehta on 03/12/2017. (lcapm3) (Entered: 03/12/2017)
03/12/2017		Set/Reset Deadlines/Hearings: Joint Status Report due by 4/5/2017. (cdw) (Entered: 03/13/2017)
04/05/2017	<u>11</u>	Joint STATUS REPORT by CENTRAL INTELLIGENCE AGENCY, DEPARTMENT OF DEFENSE, DEPARTMENT OF JUSTICE, OFFICE OF DIRECTOR OF NATIONAL INTELLIGENCE. (Glass, David) (Entered: 04/05/2017)
04/06/2017	<u>12</u>	ORDER: Having considered <u>11</u> the parties' Joint Status Report, the court sets the following schedule for further proceedings in this matter: Defendants' Motion for Summary Judgment shall be filed on or before May 30, 2017; Plaintiffs' Cross-Motion for Summary Judgment and Opposition to Defendants' Motion for Summary Judgment shall be filed on or before June 30, 2017; Defendants' Reply and Opposition to Plaintiffs' Motion for Summary Judgment shall be filed on or before July 31, 2017; and Plaintiffs' Reply shall be filed on or before August 14, 2017. See attached Order for additional details. Signed by Judge Amit P. Mehta on 04/06/2017. (lcapm3) (Entered: 04/06/2017)
04/06/2017		Set/Reset Deadlines/Hearings: Defendant's Summary Judgment motion due by 5/30/2017. Response to Motion for Summary Judgment due by 6/30/2017. Reply to Motion for Summary Judgment due by 7/31/2017. Plaintiff's Cross Motion due by 6/30/2017. Response to Cross Motion due by 7/31/2017. Reply to Cross Motion due by 8/14/2017. (cdw) (Entered: 04/09/2017)
05/26/2017	<u>13</u>	Unopposed MOTION for Extension of Time to <i>File Motion for Summary Judgment</i> by CENTRAL INTELLIGENCE AGENCY, DEPARTMENT OF DEFENSE, DEPARTMENT OF JUSTICE, OFFICE OF DIRECTOR OF NATIONAL INTELLIGENCE (Glass, David) (Entered: 05/26/2017)
05/30/2017		MINUTE ORDER granting <u>13</u> Defendants' Unopposed Motion for Extension of Time. The revised schedule in this matter is as follows: Defendants' Motion for Summary Judgment shall be filed on or before July 7, 2017; Plaintiffs' Cross-Motion for Summary Judgment and Opposition to Defendants' Motion for Summary Judgment shall be filed on or before August 7, 2017; Defendants' Reply and Opposition to Plaintiffs' Motion for Summary Judgment shall be filed on or before September 7, 2017; and Plaintiffs' Reply shall be filed on or before September 21, 2017. Signed by Judge Amit P. Mehta on 05/30/2017. (lcapm3) (Entered: 05/30/2017)
05/30/2017		Set/Reset Deadlines/Hearings: Defendants' Summary Judgment motion due by 7/7/2017. Response to Motion for Summary Judgment due by 8/7/2017. Reply to Motion for Summary Judgment due by 9/7/2017. Plaintiffs' Cross Motion due by 8/7/2017. Response to Cross Motion due by 9/7/2017. Reply to Cross Motion due by 9/21/2017. (zcdw) (Entered: 06/01/2017)
07/07/2017	<u>14</u>	MOTION for Summary Judgment by CENTRAL INTELLIGENCE AGENCY, DEPARTMENT OF DEFENSE, DEPARTMENT OF JUSTICE, OFFICE OF DIRECTOR OF NATIONAL INTELLIGENCE (Attachments: # <u>1</u> Mem. Supp., # <u>2</u> Ex. List, # <u>3</u> Ex. A, # <u>4</u> Ex. B, # <u>5</u> Ex. C, # <u>6</u> Ex. D, # <u>7</u> Ex. E, # <u>8</u> Ex. F, # <u>9</u> Ex. G, # <u>10</u> Ex. H, # <u>11</u> Ex. I, # <u>12</u> Ex. J, # <u>13</u> LCvR 7(h)(1) Statement, # <u>14</u> Prop. Order)(Glass, David) (Entered: 07/07/2017)
07/07/2017	<u>15</u>	AFFIDAVIT re <u>14</u> MOTION for Summary Judgment (<i>Ex. C Refiled as Original Filing Not Accepted by PACER</i>) by CENTRAL INTELLIGENCE AGENCY, DEPARTMENT OF DEFENSE, DEPARTMENT OF JUSTICE, OFFICE OF DIRECTOR OF NATIONAL INTELLIGENCE. (Glass, David) (Entered: 07/07/2017)

07/07/2017	<u>16</u>	AFFIDAVIT re <u>14</u> MOTION for Summary Judgment (<i>Ex. C as Further Refiled as Two Previous Filings Not Accepted by PACER</i>) by CENTRAL INTELLIGENCE AGENCY, DEPARTMENT OF DEFENSE, DEPARTMENT OF JUSTICE, OFFICE OF DIRECTOR OF NATIONAL INTELLIGENCE. (Glass, David) (Entered: 07/07/2017)
08/07/2017	<u>17</u>	Memorandum in opposition to re <u>14</u> MOTION for Summary Judgment filed by JOSH GERSTEIN, JAMES MADISON PROJECT. (Attachments: # <u>1</u> Statement of Facts Response, # <u>2</u> Text of Proposed Order)(Moss, Bradley) (Entered: 08/07/2017)
08/07/2017	<u>18</u>	Cross MOTION for Summary Judgment by JOSH GERSTEIN, JAMES MADISON PROJECT (Attachments: # <u>1</u> Memorandum in Support, # <u>2</u> Statement of Facts, # <u>3</u> Text of Proposed Order)(Moss, Bradley) (Entered: 08/07/2017)
09/07/2017	<u>20</u>	EXHIBITS re <u>19</u> REPLY to opposition to motion re <u>14</u> MOTION for Summary Judgment , <u>18</u> Cross MOTION for Summary Judgment filed by CENTRAL INTELLIGENCE AGENCY, DEPARTMENT OF DEFENSE, DEPARTMENT OF JUSTICE, OFFICE OF DIRECTOR OF NATIONAL INTELLIGENCE. (Attachments: # <u>1</u> Ex. List, # <u>2</u> Ex. A, # <u>3</u> Ex. B, # <u>4</u> Ex. C, # <u>5</u> Ex. D, # <u>6</u> Ex. E, # <u>7</u> Ex. F, # <u>8</u> Ex. G, # <u>9</u> Ex. H, # <u>10</u> Def. Resp. Pl. Statement, # <u>11</u> Def, Supp. Statement)(Glass, David) Modified event title on 9/8/2017 (znmw). (Entered: 09/07/2017)
09/07/2017	<u>19</u>	REPLY to opposition to motion re <u>14</u> MOTION for Summary Judgment , <u>18</u> Cross MOTION for Summary Judgment (<i>Brief as Refiled due to ECF Glitch</i>) filed by CENTRAL INTELLIGENCE AGENCY, DEPARTMENT OF DEFENSE, DEPARTMENT OF JUSTICE, OFFICE OF DIRECTOR OF NATIONAL INTELLIGENCE. (Glass, David) (Entered: 09/07/2017)
09/18/2017	<u>21</u>	Unopposed MOTION for Extension of Time to File Response/Reply <i>in Support of Plaintiffs' Cross-Motion for Partial Summary Judgment</i> by JOSH GERSTEIN, JAMES MADISON PROJECT (Attachments: # <u>1</u> Text of Proposed Order)(Moss, Bradley) (Entered: 09/18/2017)
09/18/2017		MINUTE ORDER granting <u>21</u> Plaintiffs' Unopposed Motion for an Extension of Time to File Reply. Plaintiffs shall file their Reply on or before September 25, 2017. Signed by Judge Amit P. Mehta on 09/18/2017. (lcapm3) (Entered: 09/18/2017)
09/18/2017		Set/Reset Deadlines/Hearings: Plaintiffs' reply due by 9/25/2017. (zcdw) (Entered: 09/19/2017)
09/25/2017	<u>22</u>	REPLY to opposition to motion re <u>18</u> Cross MOTION for Summary Judgment filed by JOSH GERSTEIN, JAMES MADISON PROJECT. (Attachments: # <u>1</u> Statement of Facts (Response to Supplemental))(Moss, Bradley) (Entered: 09/25/2017)
10/19/2017	<u>23</u>	NOTICE of Supplemental Information by JOSH GERSTEIN, JAMES MADISON PROJECT (Moss, Bradley) (Entered: 10/19/2017)
10/22/2017	<u>24</u>	NOTICE of Supplemental Information by JOSH GERSTEIN, JAMES MADISON PROJECT (Moss, Bradley) (Entered: 10/22/2017)
10/23/2017		Set/Reset Deadlines/Hearings: Oral Argument set for 11/2/2017 at 2:00 PM in Courtroom 10 before Judge Amit P. Mehta. (zcdw) (Entered: 10/23/2017)
10/31/2017	<u>25</u>	RESPONSE to <u>23</u> Notice, <u>24</u> Notice (<i>Defendants' Response to Plaintiffs' Notices of Supplemental Information</i>) filed by CENTRAL INTELLIGENCE AGENCY, DEPARTMENT OF DEFENSE, DEPARTMENT OF JUSTICE, OFFICE OF DIRECTOR OF NATIONAL INTELLIGENCE. (Attachments: # <u>1</u> Ex. List, # <u>2</u> Ex. A, # <u>3</u> Ex. B, # <u>4</u> Ex. C, # <u>5</u> Ex. D)(Glass, David) Modified event title and link on 11/1/2017 (znmw). (Entered: 10/31/2017)
11/01/2017	<u>26</u>	RESPONSE re <u>25</u> Response by JOSH GERSTEIN, JAMES MADISON PROJECT. (Moss, Bradley) Modified event title and link on 11/2/2017 (znmw). (Entered: 11/01/2017)
11/02/2017		Minute Entry for proceedings held before Judge Amit P. Mehta: Status Conference held in lieu of Oral Arguments on 11/2/2017. Defendants To File Motion In Regards To Recusal due by 11/7/2017. Defendants Supplemental Memorandum In Regards To Tweets due by 11/13/2017. Plaintiff Response To Defendants Supplemental

		Memorandum due on 11/16/2017 by 3:00PM. Oral Arguments is now set for 11/17/2017 at 11:00 AM in Courtroom 10 before Judge Amit P. Mehta. (Court Reporter PATRICIA KANESHIRO-MILLER.) (mac) (Entered: 11/02/2017)
11/05/2017	<u>27</u>	NOTICE of Supplemental Information by JOSH GERSTEIN, JAMES MADISON PROJECT (Moss, Bradley) (Entered: 11/05/2017)
11/07/2017	<u>28</u>	NOTICE Regarding Recusal by CENTRAL INTELLIGENCE AGENCY, DEPARTMENT OF DEFENSE, DEPARTMENT OF JUSTICE, OFFICE OF DIRECTOR OF NATIONAL INTELLIGENCE (Glass, David) (Entered: 11/07/2017)
11/13/2017	<u>29</u>	SUPPLEMENTAL MEMORANDUM to <u>23</u> Notice, <u>24</u> Notice, <u>27</u> Notice (<i>Defendants' Supplemental Submission and Further Response to Plaintiffs' Post-Briefing Notices</i>) filed by CENTRAL INTELLIGENCE AGENCY, DEPARTMENT OF DEFENSE, DEPARTMENT OF JUSTICE, OFFICE OF DIRECTOR OF NATIONAL INTELLIGENCE. (Attachments: # <u>1</u> Ex. List, # <u>2</u> Ex. A, # <u>3</u> Ex. B, # <u>4</u> Ex. C)(Glass, David) Modified to add links on 11/14/2017 (znmw). (Entered: 11/13/2017)
11/16/2017	<u>30</u>	REPLY re <u>29</u> to Defendants' Supplemental Memorandum filed by JOSH GERSTEIN, JAMES MADISON PROJECT. (Moss, Bradley) Modified to add link on 11/17/2017 (znmw). (Entered: 11/16/2017)
11/17/2017		Minute Entry for proceedings held before Judge Amit P. Mehta: Oral Argument held on 11/17/2017 re <u>14</u> , <u>18</u> Cross Motions for Summary Judgment. Motions heard and taken under advisement. (Court Reporter: William Zaremba) (zcdw) (Entered: 11/19/2017)
11/29/2017	<u>31</u>	NOTICE of Supplemental Information by JOSH GERSTEIN, JAMES MADISON PROJECT (Moss, Bradley) (Entered: 11/29/2017)
12/04/2017	<u>32</u>	<p>TRANSCRIPT OF ORAL ARGUMENT PROCEEDINGS before Judge Amit P. Mehta held on November 17, 2017; Page Numbers: 1–39. Date of Issuance: December 4, 2017. Court Reporter/Transcriber: William Zaremba; Telephone number: (202) 354–3249. Transcripts may be ordered by submitting the <u>Transcript Order Form</u></p> <p>For the first 90 days after this filing date, the transcript may be viewed at the courthouse at a public terminal or purchased from the court reporter referenced above. After 90 days, the transcript may be accessed via PACER. Other transcript formats, (multi–page, condensed, PDF or ASCII) may be purchased from the court reporter.</p> <p>NOTICE RE REDACTION OF TRANSCRIPTS: The parties have twenty–one days to file with the court and the court reporter any request to redact personal identifiers from this transcript. If no such requests are filed, the transcript will be made available to the public via PACER without redaction after 90 days. The policy, which includes the five personal identifiers specifically covered, is located on our website at www.dcd.uscourts.gov.</p> <p>Redaction Request due 12/25/2017. Redacted Transcript Deadline set for 1/4/2018. Release of Transcript Restriction set for 3/4/2018.(wz) (Entered: 12/04/2017)</p>
12/08/2017	<u>33</u>	RESPONSE re <u>31</u> to Plaintiffs' Fourth Notice of Supplemental Information filed by CENTRAL INTELLIGENCE AGENCY, DEPARTMENT OF DEFENSE, DEPARTMENT OF JUSTICE, OFFICE OF DIRECTOR OF NATIONAL INTELLIGENCE. (Attachments: # <u>1</u> Ex. List, # <u>2</u> Ex. A, # <u>3</u> Ex. B)(Glass, David) Modified to add link on 12/11/2017 (znmw). (Entered: 12/08/2017)
12/26/2017	<u>34</u>	NOTICE of Supplemental Information by JOSH GERSTEIN, JAMES MADISON PROJECT (Moss, Bradley) (Entered: 12/26/2017)
01/03/2018	<u>35</u>	RESPONSE re <u>34</u> to Plaintiffs' Fifth Notice of Supplemental Information filed by CENTRAL INTELLIGENCE AGENCY, DEPARTMENT OF DEFENSE, DEPARTMENT OF JUSTICE, OFFICE OF DIRECTOR OF NATIONAL INTELLIGENCE. (Attachments: # <u>1</u> Ex. List, # <u>2</u> Ex. A, # <u>3</u> Ex. B)(Glass, David) Modified to add link on 1/4/2018 (znmw). (Entered: 01/03/2018)

01/04/2018	<u>36</u>	MEMORANDUM OPINION re: <u>14</u> Defendants' Motion for Summary Judgment and <u>18</u> Plaintiff's Cross-Motion for Partial Summary Judgment. See the attached Memorandum Opinion for details. Signed by Judge Amit P. Mehta on 01/04/2018. (lcapm3) (Entered: 01/04/2018)
01/04/2018	<u>37</u>	ORDER granting <u>14</u> Defendant's Motion for Summary Judgment and denying <u>18</u> Plaintiff's Cross-Motion for Partial Summary Judgment. See <u>36</u> Memorandum Opinion and the attached Order for details. Signed by Judge Amit P. Mehta on 01/04/2018. (lcapm3) (Entered: 01/04/2018)
01/23/2018	<u>38</u>	NOTICE OF APPEAL TO DC CIRCUIT COURT by JOSH GERSTEIN, JAMES MADISON PROJECT. Filing fee \$ 505, receipt number 0090-5297647. Fee Status: Fee Paid. Parties have been notified. (Moss, Bradley) (Entered: 01/23/2018)
01/24/2018	<u>39</u>	Transmission of the Notice of Appeal, OrderAppealed (Memorandum Opinion), and Docket Sheet to US Court of Appeals. The Court of Appeals fee was paid this date re <u>38</u> Notice of Appeal to DC Circuit Court. (znmw) (Entered: 01/24/2018)
01/25/2018		USCA Case Number 18-5014 for <u>38</u> Notice of Appeal to DC Circuit Court filed by JOSH GERSTEIN, JAMES MADISON PROJECT. (zrdj) (Entered: 01/25/2018)
02/16/2018	<u>40</u>	MOTION for Reconsideration by JOSH GERSTEIN, JAMES MADISON PROJECT (Attachments: # <u>1</u> Exhibit 1 – Nunes Memo, # <u>2</u> Exhibit 2 – DOJ Response, # <u>3</u> Text of Proposed Order)(Moss, Bradley) (Entered: 02/16/2018)
02/26/2018	<u>41</u>	NOTICE of Supplemental Information in Support of Plaintiffs' Motion for Reconsideration by JOSH GERSTEIN, JAMES MADISON PROJECT (Attachments: # <u>1</u> Exhibit 1 – Schiff Memo)(Moss, Bradley) (Entered: 02/26/2018)
02/27/2018	<u>42</u>	MOTION to Modify for Leave to Modify and Supplement Motion for Reconsideration by JOSH GERSTEIN, JAMES MADISON PROJECT (Attachments: # <u>1</u> Text of Proposed Order)(Moss, Bradley) Modified evenet title on 2/28/2018 (znmw). Added MOTION for Leave to File on 2/28/2018 (znmw). (Entered: 02/27/2018)
02/28/2018		MINUTE ORDER granting <u>42</u> Plaintiffs' Motion for Leave to Modify and Supplement Motion for Reconsideration. Defendants' opposition and/or response to the modified Motion for Reconsideration shall be filed on or before March 14, 2018. Signed by Judge Amit P. Mehta on 02/28/2018. (lcapm3) (Entered: 02/28/2018)
02/28/2018		Set/Reset Deadlines: Defendant Opposition And/Or Response due by 3/14/2018. (mac) (Entered: 02/28/2018)
03/14/2018	<u>43</u>	RESPONSE re <u>40</u> MOTION for Reconsideration filed by CENTRAL INTELLIGENCE AGENCY, DEPARTMENT OF DEFENSE, DEPARTMENT OF JUSTICE, OFFICE OF DIRECTOR OF NATIONAL INTELLIGENCE. (Glass, David) (Entered: 03/14/2018)
03/16/2018	<u>44</u>	REPLY to opposition to motion re <u>40</u> MOTION for Reconsideration or, in the alternative, for an Indicative Ruling filed by JOSH GERSTEIN, JAMES MADISON PROJECT. (Moss, Bradley) (Entered: 03/16/2018)
04/03/2018	<u>45</u>	NOTICE of Supplemental Information by JOSH GERSTEIN, JAMES MADISON PROJECT (Attachments: # <u>1</u> Exhibit 1 – Judicial Watch motion, # <u>2</u> Exhibit 2 – DOJ Response)(Moss, Bradley) (Entered: 04/03/2018)
04/05/2018	<u>46</u>	RESPONSE re <u>45</u> Notice Respond to Plaintiffs' Second Notice of Supplemental Information in Support of Their Motion for Reconsideration or, in the Alternative, an Indicative Ruling filed by CENTRAL INTELLIGENCE AGENCY, DEPARTMENT OF DEFENSE, DEPARTMENT OF JUSTICE, OFFICE OF DIRECTOR OF NATIONAL INTELLIGENCE. (Glass, David) Modified event title and link on 4/6/2018 (znmw). (Entered: 04/05/2018)
05/09/2018	<u>47</u>	NOTICE of Supplemental Information by JOSH GERSTEIN, JAMES MADISON PROJECT (Attachments: # <u>1</u> Exhibit 1 – D.C. Circuit per curiam order)(Moss, Bradley) (Entered: 05/09/2018)
05/09/2018	<u>48</u>	ORDER of USCA as to <u>38</u> Notice of Appeal to DC Circuit Court filed by JOSH GERSTEIN, JAMES MADISON PROJECT. USCA Case Number 18-5014. (zrdj) (Entered: 05/11/2018)

08/16/2018	<u>49</u>	INDICATIVE RULING AND ORDER re: Plaintiffs' 40 Motion for Reconsideration. Consistent with Federal Rule of Civil Procedure 62.1, the court states that, on remand, the court would grant Plaintiffs' Motion for Reconsideration as to all of the FBI's Glomar responses. The court denies the Motion for Reconsideration as to the Intelligence Community Defendants' Glomar responses. See the attached Indicative Ruling and Order for details. Signed by Judge Amit P. Mehta on 08/16/2018. (lcapm3) Modified document type on 8/17/2018 (zjd). (Entered: 08/16/2018)
11/01/2018	<u>50</u>	ORDER of USCA ORDERED that the motion for limited remand be granted and the record be remanded to the district court for further proceedings with respect to the motion for reconsideration under Federal Rule of Civil Procedure 60(b), which remains pending in part in the district court. See Fed. R. App. P. 12.1; D.C. Cir. Rule 41(b) and on the court's own motion, that this case continue to be held in abeyance pending further order of the court as to 38 Notice of Appeal to DC Circuit Court filed by JOSH GERSTEIN, JAMES MADISON PROJECT ; USCA Case Number 18-5014. (zrdj) (Entered: 11/01/2018)
11/01/2018		MINUTE ORDER. For the reasons stated in the Indicative Ruling and Order as to Plaintiffs' Motion for Reconsideration, ECF No. 50, Plaintiffs' Motion for Reconsideration is granted as to the FBI's Glomar Response to Items One, Two, and Three of Plaintiffs' FOIA request. The parties shall appear for a status hearing on November 8, 2018, at 10:30 a.m., in Courtroom 10 before Judge Mehta. In the event counsel or a party is unable to appear on the scheduled date and time due to an unresolvable scheduling conflict, counsel shall meet and confer and provide, via email, three alternative dates and times to the Courtroom Deputy Clerk, Mr. Jean-Claude Douyon (Jean-Claude_Douyon@dcd.uscourts.gov), who shall reset the status hearing and provide notice to the parties. Signed by Judge Amit P. Mehta on 11/01/2018. (lcapm3) (Entered: 11/01/2018)
11/01/2018		Set/Reset Hearings: Status Conference set for 11/8/2018 at 10:30 AM in Courtroom 10 before Judge Amit P. Mehta. (zjd) (Entered: 11/01/2018)
11/08/2018		Minute Entry for proceedings held before Judge Amit P. Mehta: Status Conference held on 11/8/2018. (Court Reporter: Crystal Pilgrim) (zjd) (Entered: 11/08/2018)
11/08/2018	<u>51</u>	ORDER setting the schedule for future proceedings in this matter pursuant to the Status Hearing held on this date. The schedule for further proceedings in this matter is as follows: Defendants shall produce all responsive records requested by Plaintiffs on or before December 14, 2018; Defendants shall submit a Status Report updating the court on what documents have been produced and whether the Federal Bureau of Investigation has completed its search on December 14, 2018; the parties shall meet and confer no later than January 7, 2019 to discuss the specific areas of dispute; Defendants' Motion for Summary Judgment shall be filed on or before January 15, 2019; Plaintiffs' Cross-Motion for Summary Judgment and Opposition to Defendants' Motion for Summary Judgment shall be filed on or before February 15, 2019; Defendants' Reply and Opposition to Plaintiffs' Motion for Summary Judgment shall be filed on or before March 1, 2019; and Plaintiffs' Reply shall be filed on or before March 15, 2019. See the attached Order for additional details. Signed by Judge Amit P. Mehta on 11/08/18. (lcapm3). (Entered: 11/08/2018)
11/08/2018		Set/Reset Deadlines: Defendants to produce all responsive records requested by Plaintiffs by 12/14/2018. Defendants' Status Report due by 12/14/2018. Attorney Meet and Confer Conference due by 1/7/2019. Defendants' Motion for Summary Judgment due by 1/15/2019. Plaintiffs' Cross-Motion for Summary Judgment and Opposition due by 2/15/2019. Defendants' Reply and Opposition due by 3/1/2019. Plaintiffs' Reply due by 3/15/2019. (zjd) (Entered: 11/09/2018)
12/14/2018	<u>52</u>	STATUS REPORT by CENTRAL INTELLIGENCE AGENCY, DEPARTMENT OF DEFENSE, DEPARTMENT OF JUSTICE, OFFICE OF DIRECTOR OF NATIONAL INTELLIGENCE. (Glass, David) (Entered: 12/14/2018)
01/18/2019	<u>53</u>	MOTION to Stay , <i>Nunc pro Tunc, in Light of Lapse of Appropriations</i> by CENTRAL INTELLIGENCE AGENCY, DEPARTMENT OF DEFENSE, DEPARTMENT OF JUSTICE, OFFICE OF DIRECTOR OF NATIONAL INTELLIGENCE (Glass, David) (Entered: 01/18/2019)

01/22/2019	Minute Order granting Defendants' <u>53</u> Motion for a Stay, Nunc Pro Tunc. This matter is hereby stayed nunc pro tunc to January 15, 2019. Within three business days of Department of Justice operations resuming, the parties shall submit a Joint Status Report that proposes new deadlines for summary judgment briefing. Signed by Judge Amit P. Mehta on 01/22/2019. (lcapm3) (Entered: 01/22/2019)
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